

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

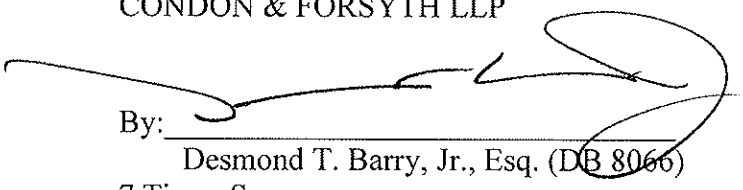
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	: Civil Nos.
	:
IN RE SEPTEMBER 11 LITIGATION	: 21 MC 97 (AKH)
	: 21 MC 101 (AKH)
- and -	:
	: This Notice relates to:
IN RE SEPTEMBER 11 PROPERTY DAMAGE AND	: 03 CV 7076 (AKH)
BUSINESS LOSS LITIGATION	: LORETTA J. FILIPOV v.
	: AMERICAN AIRLINES, INC.,
	: et al.
	:
	: <u>NOTICE OF MOTION</u>
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PLEASE TAKE NOTICE that defendants American Airlines, Inc., AMR Corporation and Globe Aviation Services Corporation, will move this Court upon the accompanying declaration and memorandum of law, at a date and time to be set by the Court, at the United States Courthouse, 500 Pearl Street, New York, New York, for an Order: (1) approving the agreement entered into by plaintiff Loretta Filipov and certain defendants, dated April 11, 2007, settling the claims asserted in *Filipov v. American Airlines, Inc., et al.*, 03 Civ. 7076 (AKH), (the "Settlement"); (2) entering final judgment pursuant to Rule 54(b) of the Federal Rules of Civil Procedure; (3) ruling that the liability limitation contained in section 408(a)(1) of the Air Transportation Safety and System Stabilization Act applies to the Settlement amount; and (4) dismissing the Complaint in *Filipov v. American Airlines, Inc., et al.*, 03 Civ. 7076 (AKH), with prejudice as to all defendants.

Dated: New York, New York
April 18, 2007

Respectfully submitted,

CONDON & FORSYTH LLP

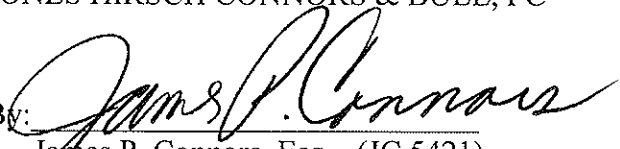

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CORPORATION

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

Eric C. McNamar, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in New York, New York and that on the 18th day of April 2007, deponent served the within **NOTICE OF MOTION, DECLARATION OF DESMOND T. BARRY, JR. and MEMORANDUM OF LAW IN SUPPORT OF DEFENDANTS' MOTION FOR AN ORDER: (1) APPROVING THE SETTLEMENT; (2) ENTERING FINAL JUDGMENT PURSUANT TO RULE 54(b) OF THE FEDERAL RULES OF CIVIL PROCEDURE; (3) RULING THAT THE LIABILITY LIMITATION CONTAINED IN SECTION 408(a)(1) OF THE AIR TRANSPORTATION SAFETY AND SYSTEM STABILIZATION ACT APPLIES TO SETTLEMENT AMOUNT; AND (4) DISMISSING THE COMPLAINT WITH PREJUDICE** upon:

1. Donald A. Migliori, Esq. – Counsel for Plaintiff Loretta Filipov;
2. Marc S. Moller, Esq. – Wrongful Death and Personal Injury Plaintiffs' Liaison Counsel;
3. Robert A. Clifford, Esq. – Property Damage and Business Loss Plaintiffs' Liaison Counsel;
4. Richard Williamson, Esq. – Ground Defendants' Liaison Counsel;
5. Beth Jacob, Esq. – WTC 7 Ground Defendants' Liaison Counsel;
6. Beth E. Goldman, Esq. – U.S. Attorneys' Office; and
7. All Aviation Defendants.

by emailing a copy of the papers to the attorneys in accordance with the Court's March 10, 2005

Order.



Eric C. McNamar

Sworn to before me this
18th day of April 2007



Notary Public

TINA M. ZOCCALI
Notary Public, State of New York
No. 01ZO6059025
Qualified in Rockland County
Commission Expires May 21, 2007